



City of Downey

FUTURE UNLIMITED

June 15, 2004

CITY COUNCIL
KIRK O. CARTOZIAN
MAYOR
KEITH MCCARTHY
MAYOR PRO TEMPORE
ANNE M. BAYER
COUNCIL MEMBER
MEREDITH H. PERKINS
COUNCIL MEMBER
RICK TREJO
COUNCIL MEMBER

CITY MANAGER
GERALD M. CATON

CITY CLERK
KATHLEEN L. MIDSTOKKE

HAND-DELIVERED

Charles Hinojos
Election Planning Section
L.A. County Registrar-Recorder/County Clerk
12400 Imperial Highway
Norwalk, CA 90650

**Re: Resolutions - General Municipal Consolidated Election
November 2, 2004**

Dear Mr. Hinojos:

Enclosed are certified copies of the following Resolutions adopted by the Downey City Council on June 8, 2004:

Resolution No. 6771: Calling and Giving Notice of the Holding of a General Municipal Election on November 2, 2004

Resolution No. 6772: Requesting the Board of Supervisors to Consolidate with the Statewide General Election on November 2, 2004

Resolution No. 6773: Adopting Regulations for Candidates (Statements limited to 200 words)

Section 4 of Resolution No. 6772 does state that the City will reimburse the County for any costs. Certified copies of the Resolutions are also being hand-delivered Friday to the Executive Officer, Board of Supervisors.

Please inform me when the Candidate Statement Forms and the estimated cost for English and Spanish printing will be available.

Thank you for your courtesy and service. If you have any questions, please feel free to call me at (562) 904-7280.

Very truly yours,

Kathleen L. Midstokke, CMC
City Clerk

encls.
/klm

RESOLUTION NO. 6771

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DOWNEY, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD IN SAID CITY ON TUESDAY, NOVEMBER 2, 2004, FOR THE ELECTION OF CERTAIN OFFICERS OF SAID CITY AS REQUIRED BY THE PROVISIONS OF THE CHARTER OF THE CITY OF DOWNEY.

WHEREAS, under the provisions of the City of Downey Charter Section 1300, a General Municipal Election shall be held on the 2nd day of November, 2004, for the election of three members of the City Council for the full term of four years. One member shall be elected from and by the voters of District One, one member shall be elected from and by the voters of District Three and one member from and by the voters of District Five;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DOWNEY DOES HEREBY RESOLVE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of the Charter of the City of Downey, there is called and ordered to be held in the City of Downey, California, on Tuesday, the 2nd day of November 2004, a General Municipal Election for the purpose of electing three members of the City Council for the full term of four years. One member shall be elected from and by the voters of District One, one member shall be elected from and by the voters of District Three and one member from and by the voters of District Five.

SECTION 2. That the ballots to be used at the election shall be in form and content as required by law.

SECTION 3. That the City Clerk is authorized, instructed and directed to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 4. That the polls shall be open at 7:00 a.m. of the day of the election and shall remain open continuously from that time until 8:00 p.m. of the same day when the polls shall be closed, except as provided in Section 14401 of the Elections Code of the State of California.

SECTION 5. That in all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 6. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

RESOLUTION NO. 6772

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DOWNEY, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO CONSOLIDATE THE CITY OF DOWNEY GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 2, 2004, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE SAME DATE, PURSUANT TO SECTION 10403 OF THE ELECTIONS CODE.

WHEREAS, City of Downey Charter Section 1300 directs that General Municipal Elections for the election of officers of the City shall be held in the City on the same date and at the same time as the Statewide General Election; and

WHEREAS, the City Council of the City of Downey called a General Municipal Election to be held on November 2, 2004, for the purpose of the election of three Members of the City Council for the full term of four years. One member shall be elected from and by the voters of District One, one member from and by the voters of District Three, and one member from and by the voters of District Five; and

WHEREAS, it is desirable that the General Municipal Election be consolidated with the Statewide General Election to be held on the same date and that within the City the precincts, polling places and election officers of the two elections be the same, and that the Registrar of Voters of the County of Los Angeles canvass the returns of the General Municipal Election and that the election be held in all respects as if there were only one election.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DOWNEY DOES HEREBY RESOLVE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of Section 10403 of the Elections Code, the Board of Supervisors of the County of Los Angeles is hereby requested to consent and agree to the consolidation of a General Municipal Election with the Statewide General Election on Tuesday, the 2nd day of November, 2004, for the election of three members of the City Council for the full term of four years. One member shall be elected from and by the voters of District One, one member from and by the voters of District Three and one member from and by the voters of District Five.

SECTION 2. That the Registrar of Voters of the County of Los Angeles is authorized to canvass the returns of the General Municipal Election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.

SECTION 3. That the Board of Supervisors is requested to issue instructions to the Registrar of Voters to take any and all steps necessary for the holding of the consolidated election.

SECTION 4. That the City of Downey recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any costs.

RESOLUTION NO. 6773

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DOWNEY, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES' STATEMENTS SUBMITTED TO THE VOTERS AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 2, 2004.

WHEREAS, Section 13307 of the Elections Code of the State of California provides that the governing body of any local agency adopt regulations pertaining to materials prepared by any candidate for a municipal election, including costs of the candidates statement;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DOWNEY DOES HEREBY RESOLVE AND ORDER AS FOLLOWS:

SECTION 1. GENERAL PROVISIONS. That pursuant to Section 13307 of the Elections Code of the State of California, each candidate for elective office to be voted for at an Election to be held in the City of Downey on November 2, 2004, may prepare a candidates statement on an appropriate form provided by the City Clerk. The statement may include the name, age and occupation of the candidate and a brief description of no more than 200 words of the candidates education and qualifications expressed by the candidate himself or herself. The statement shall not include party affiliation of the candidate, nor membership or activity in partisan political organizations. The statement shall be filed in typewritten form in the office of the City Clerk at the time the candidates nomination papers are filed. The statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period.

SECTION 2. CITY OF DOWNEY CHARTER PROVISION. Pursuant to Section 1307 of the Downey City Charter, any candidate for an elective City office may prepare a statement of qualifications in accordance with the restrictions set forth by State law and subject to the following additional restriction: A statement of qualifications shall be limited to a recitation of the candidates own personal background and qualifications and shall not in any way make reference to other candidates or to other candidates qualifications, character or activities. The City Clerk shall not cause to be printed or circulated any candidates statement of qualifications which the City Clerk determines is not so limited or which includes any such references.

SECTION 3. FOREIGN LANGUAGE POLICY.

- (a) Pursuant to the Voting Rights Act, the City is required to translate candidates statements into the Spanish language, in addition to English, and any other language determined by the County of Los Angeles.
- (b) Pursuant to State law, the candidates' statements must be translated and printed in the voters pamphlet in the Spanish language at the candidates request.

RESOLUTION NO. 6773
PAGE THREE

SECTION 9. CERTIFICATION. That the City Clerk shall certify to the passage and adoption of this Resolution.

APPROVED AND ADOPTED this 8th day of June, 2004.

KIRK O. CARTOZIAN

KIRK O. CARTOZIAN, Mayor

ATTEST:

KATHLEEN L. MIDSTOKKE

KATHLEEN L. MIDSTOKKE, City Clerk

I HEREBY CERTIFY that the foregoing Resolution was adopted by the City Council of the City of Downey at a regular meeting held on the 8th day of June, 2004, by the following vote, to wit:

AYES:	5	Council Members:	Bayer, McCarthy, Perkins, Trejo, Mayor Cartozian
NOES:	0	Council Member:	None
ABSENT:	0	Council Member:	None
ABSTAIN:	0	Council Member:	None

KATHLEEN L. MIDSTOKKE

KATHLEEN L. MIDSTOKKE, City Clerk

The foregoing instrument is a full, true and correct copy
of the original on file in this office.

ATTEST

June 15, 2004
Kathleen L. Midstokke

City Clerk of the City of Downey